HON'BLE SHRI G.S.SINGHVI, THE CHIEF JUSTICE
AND
HON'BLE SHRI JUSTICE C.V. NAGARJUNA REDDY

WRIT PETITION No.18189 OF 2007

Between:

ECIL SC & ST Employees Rights Protection Society (Recognised by the Ministry of Home Affairs, Govt. of India) (Regd. No. 20651-52 under Societies Registration Act XXI of 1860), situated at Qtrs.No. A2/4, DAE Colony, ECIL Post, Hyderabad – 500 062, rep., by its General Secretary Ch. Nageshwar Rao.

…Petitioner

AND

Electronics Corporation of India Ltd., (A Govt., of India Enterprises), ECIL Post, Hyderabad, rep., by its Chairman & Managing Director and another.

...Respondents

: O R D E R :

Counsel for the petitioner : Shri P. Vinod Kumar

August 30, 2007

Per G.S.SINGHVI, C.J.

In this petition filed under Article 226 of the Constitution of India, ECIL SC & ST Employees Rights Protection Society has prayed that the respondents be directed to issue hall tickets to all the Scheduled Caste and Scheduled Tribe candidates who applied for the post of Graduate Engineer Trainee and Scientific Assistant Trainee in furtherance of Advertisement No.2 of 2007 issued by Electronics Corporation of India Ltd. (for short, 'the Corporation').

Sri P. Vinod Kumar fairly admitted that the written test for recruitment against the posts advertised by the Corporation was held on 26-8-2007 and the candidates, on whose behalf the petitioner has filed the writ petition, could not appear in the test. He, however, submitted that the Court may entertain the writ petition and adjudicate the important legal issues raised by the petitioner because the policy adopted by the Corporation is bound to adversely affect the members of the reserved categories in all future examinations.

We have considered the submission of the learned counsel, but have not felt convinced. As per the petitioner's own showing, the written test for recruitment of Graduate Engineer Trainees and Scientific Assistant Trainees was to be held on 26-8-2007. It is also not in dispute that the said test was held on the scheduled date. Therefore, no direction can now be given by this Court for allowing the candidates of Scheduled Caste and Scheduled Tribe to take the written test.

In view of the above, it must be held that the issue raised by the petitioner has now become purely academic. Therefore, keeping in

view the settled law that the High Court will not adjudicate on academic questions, we refrain from deciding whether or not the policy evolved by the Corporation for shortlisting the candidates is constitutionally valid.

With the above observation, the writ petition is dismissed.

As a sequel to dismissal of the writ petition, WPMP.No.23346 of 2007 filed by the petitioner for interim relief is also dismissed.

G.S. SINGHVI, C.J.

August 30, 2007

C.V. NAGARJUNA REDDY, J.

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